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FILED  
CLERK'S OFFICE  
DISTRICT COURT E.D.N.Y.

APR 03 2015 ★

NEW YORK OFFICE

April 2, 2015

Via ECF & Overnight Mail

Magistrate Judge A. Kathleen Tomlinson  
United States District Court – EDNY  
814 Federal Plaza  
Central Islip, New York 11722

Re: *Official Committee of Unsecured Creditors of Exeter Holding, Ltd. v. Linda Haltman, et al.*, Case. No. 13-cv-05475-JS-AKT

Dear Judge Tomlinson,

The firm is special litigation counsel for Plaintiff Gary Herbst (the “Plaintiff” or “Plan Administrator”), in his capacity as plan administrator for the confirmed plan of Exeter Holding, Ltd. (“Exeter”), in the above-referenced proceeding. As you know, Plaintiff submitted a motion for sanctions against various defendants on February 2, 2015 (see Dkt. Nos. 92-95). In opposing Plaintiff’s sanctions motion, Defendants Linda and Michael Haltman noticed a cross-motion to, *inter alia*, compel production of the original Exeter computer and the original forensic copy of the hard drive. Pursuant to Rule III.C of Your Honor’s Individual Practice Rules, the parties respectfully request that the Court enter the stipulated briefing schedule set forth below for the Haltmans’ upcoming motion to compel additional discovery (the “Motion”).

The parties have agreed that Plaintiff will submit its opposition to the Motion to the Haltmans’ counsel by email and regular mail on or before April 16, 2015. The Haltman Defendants will then file the Motion and their reply to Plaintiff’s opposition via ECF on April 26, 2015 and submit a copy of the reply to Plaintiff by email. Likewise, Plaintiff will file his opposition via ECF on April 26, 2015.

*Briefing Schedule Approved*

**SO ORDERED**

/s/ A. Kathleen Tomlinson

**A. Kathleen Tomlinson**  
**United States Magistrate Judge**

Date: Mar April 3 20 15  
Central Islip, N.Y.

Sincerely,

/s John D. Roesser

John D. Roesser

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cc: Counsel of record (via ECF)

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